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ATTORNEYS AT LAW

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**FACSIMILE COVER SHEET**

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**TO:** Jennifer Graser

**FAX NUMBER:** 1 571 273 0858

**Total Number of Pages (including this page):** 6

**FROM:** Karla M. Weyand

**DATE:** June 22, 2004

**COMMENTS:** Serial No. 09/800,065. Here is the copy of the executed declaration and response to missing parts sheet.

**Client/Matter Number:** (026.00121)

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026.00121

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Bouyer et al.  
Serial No.: 09/800,065  
Filed: March 6, 2001  
For: RICKETTSIA FELIS OUTER MEMBRANE PROTEIN

## RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner for Patents  
Washington, D.C. 20231  
Box: Missing Parts

Dear Sir:

In response to the Notice to File Missing Parts of Application, which was mailed by the United States Patent and Trademark Office on April 20, 2001, enclosed are:

- (X) Declaration and Power of Attorney. (2) (4 pgs each)
- (X) A Copy of the Notice to File Missing Parts.
- (X) Sequence Listing diskette with 1.821(f) Statement.
- (X) Petition for Extension of Time (1 pg)
- (X) Fees as calculated below:

Fee For Extension Of Time <u>4</u> Month(s)	\$ 720.00
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Surcharge 37 CFR 1.16(l)	\$ 65.00
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Filing fee	\$ 0.00
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TOTAL Fees Submitted Herewith	\$ 785.00
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- (X) A check in the amount of \$785.00 to cover the above fees.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 50-0772. A duplicate copy of this sheet is enclosed.

Dated: October 17, 2001

Susan J. Braman  
Susan J. Braman  
Reg. No. 34,103

Braman & Rogalskyj, LLP  
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## Certificate of Mailing - 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Docket No.  
026.00121

## Declaration and Power of Attorney For Patent Application

### English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**RICKETTSIA FELIS OUTER MEMBRANE PROTEIN**

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on March 6, 2001 as United States Application No. or PCT International  
Application Number 09/800,065  
and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

none

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

60/187,323

(Application Serial No.)

March 6, 2000

(Filing Date)

  
(Application Serial No.)  
(Filing Date)  
(Application Serial No.)  
(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

none

(Application Serial No.)

(Filing Date)

(Status)  
(patented, pending, abandoned)  
(Application Serial No.)  
(Filing Date)(Status)  
(patented, pending, abandoned)  
(Application Serial No.)  
(Filing Date)(Status)  
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Susan J. Braman, Reg. No. 34,103

Peter Rogalskyj, Reg. No. 38,601

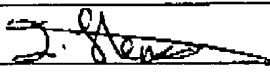
Karla M. Weyand, Reg. No. 40,223

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Sole or first inventor's signature	Date
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Full name of fifth inventor, if any	
Fifth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	